



Austin City Council MINUTES

For OCTOBER 20, 1983 - 1:00 P.M.

Council Chambers, 307 West Second Street, Austin, Texas

City Council

Ron Mullen
Mayor

John Treviño, Jr.
Mayor Pro Tem

Council Members
Mark Rose
Roger Duncan
Sally Shipman
Mark E. Spaeth
Charles E. Urdy

Jorge Carrasco
City Manager

Elden Aldridge
City Clerk

Memorandum To:

Mayor Mullen called to order the meeting of the Council scheduled for 1:00 p.m., noting the presence of all Councilmembers.

CONSENT ORDINANCES

The Council, on Mayor Pro Tem Trevino's motion, Mayor Mullen's second, waived the requirement for three readings and finally passed the following ordinances in one consent motion: (7-0 Vote)

Capital Improvements

Amended the 1983-84 Capital Improvements Program by appropriating \$2,500,000 of the approved FY 84/85 and FY 85/86 funding for the following requested projects: (C.I.P. Nos. 74/22-02, 82/22-77, 81/22-16 & 73/23-26)

- a. Northwest A Transmission Main
- b. Bluff Springs Reservoir Transmission Main
- c. South Central Transmission Main
- d. Boggy Creek South Interceptor

Zoning Ordinance Correction

Amended the following Zoning Ordinance to correct errors relating to the legal description:

Ordinance No. 810514-H, Case No. C14-80-138

Zoning Ordinances

Amended Chapter 13-2 of the Austin City Code (Zoning Ordinance) to cover the following changes:

ODAS JUNG C14-70-001 (part)	602-524 E. St. Elmo Road 4342-4412 Terry O Lane (Area Study)	From Interim "A" 1st H&A to "D" 1st H&A
ISOM H. & MILDRED L. HALE, HERRY B. & SANDRA H. HALE & JAMES W. SARVER C14-81-187	3511 Manor Road, bounded on the east by Pershing Drive	From "A" & "O" 1st H&A to "GR" 3rd H&A

EMERGENCY PASSAGE OF ORDINANCE

CONSENT RESOLUTIONS

The Council, on Councilmember Shipman's motion, Mayor Mullen's second, adopted the following resolutions in one consent motion: (7-0 Vote)

Release of Easement

Authorized release of the following easement: A portion of a Drainage and Public Utility Easement on Lot 43, Block K, Vista West, Section IV, 5001 Sevan Cove. (Requested by Mr. Robert O. Weldon, Owner)

Capital Improvements Program

Approved for the selection of Soils Investigative and Engineering Testing Services in connection with Electric Transmission Line Circuit 944 for the Electric Department. C.I.P. No. 77/13-02

Approved the following Change Orders:

- a. In the amount of \$47,758.00 to OLMOS CONSTRUCTION COMPANY for Shoal Creek Drainage Improvements, Jefferson Street Area (12.626% increase in the original contract) C.I.P. No. 80/60-05
- b. In the amount of \$12,407.73 to AUSTIN ROAD COMPANY for Congress Avenue Improvements (0.463% increase of the original contract) C.I.P. No. 73/23-03

Contracts Approved

Approved the following contracts:

CONTRACTS - (Continued)

J&E DIRT WORKS, INC. 12406 Old San Antonio Rd. Manchaca, Texas	- CAPITAL IMPROVEMENTS PROGRAM Robertson Hill Area Street and Sidewalk Improvements, Phase III Waller and Juniper Streets, Public Works Department - \$40,222.30 C.I.P. Nos. 78/61-02 and 83/22-04
P.A. STARK CONSTRUCTION, INC. 16327 Fling Park Road	- CAPITAL IMPROVEMENTS PROGRAM Eberhart and Cooper Lane Paving and Drainage Improvements - Phase III, Public Works Department - \$250,354.10 C.I.P. No. 78/62-31
FRANK LIMON & SONS, INC. (MBE) P.O. Box 6310 Austin, Texas	- CAPITAL IMPROVEMENTS PROGRAM East 6th and 7th Street Corridors, Phase V, Public Works Department - \$18,998.00 C.I.P. No. 82/62-19
(6-0 Vote, Mayor Pro Tem Trevino abstained)	
AUSTIN ENGINEERING INC. 6304 W. Bee Cave Road Austin, Texas	- CAPITAL IMPROVEMENTS PROGRAM Site work, Foundations, Manholes, Prefab Metal Building, Fencing & Underground Conduit System for Commons Ford Substation, Electric Utility Department - \$286,500 C.I.P. No. 79/16-03
THE TRIDENT COMPANY METAL DISTRIBUTORS 3101 Longhorn Blvd, Suite 103 Austin, Texas	- Aluminum Pipe, Electric Utility Department Items 1 & 2 - \$7,053.00
SMITH PUMP COMPANY Rt. 2, Box 930 Waco, Texas	- Vertical Mixed Flow Pump for Decker Canal Electric Utility Item 1 - \$9,832.00
AUSTIN HOUSING AUTHORITY 1640 East 2nd Street Austin, Texas	- 9th Year CDBG Emergency Jobs Bill Allocation of Funds Human Services Department - \$275,000
Bid Award	- Sewerline Inspection/Chemical Grouting Units, Water and Wastewater Department - \$806,728.20

CONTRACTS - (Continued)

- (1) TELESPECTOR CORPORATION - Item 1.a - \$281,069.20
1724 Telegraph Road
Orchard Lake, Michigan
- (2) TELESPECTOR CORPORATION - Item 1.b - \$525,659
1724 Telegraph Road
Orchard Lake, Michigan

Water Approach Mains Approved

- a. BLANKENSHIP DEVELOPMENT INC. - Water approach main to serve North Cat Mountain, Phase II, and approve participation in the Spicewood Springs Reservoir Discharge Improvements. (No City cost participation)
- b. ROGER KNOWLES - Water approach main to serve Knowles Tract and approve participation in the Northwest B Phase I Reservoir Project. (No City cost participation)
- c. ROBERT SCHMIDT - Water approach main to serve Schmidt Tract No. One, and approve participation in the Spicewood Springs Reservoir Discharge Improvement. (No City cost participation)
- d. BEN BARR - Water approach main to serve Barr Tract II, and approve participation in the Spicewood Springs Reservoir Discharge Improvements. (No City cost participation)

Contractual Agreements

Approved entering into Contractual Agreements with the following:

1. Dr. Harold Cain, renewal of a twelve month contract for the medical directorship of respirator therapy at Brackenridge - \$10,000.

2. Approved certain members of Austin Neurological Association renewal of a twelve (12) month contract for neurosurgeon physician services - \$70,000.
3. Dr. James McNabb and Associates, renewal of a twelve month contract for ophthalmological physician services - \$26,000.
4. Dr. Richard Chopp, Austin Urology Associates, renewal of a twelve month contract for urological physician services - \$20,000.
5. Austin Oral Surgery Society, renewal of a twelve month contract for oral surgeon physician services - \$20,000.
6. Dr. David Tobey and Associates, renewal of a twelve month contract for otorhinolaryngological (ENT) physician services - \$25,000.
7. Dr. Deborah C. Peel Associates, renewal of a twelve month contract for psychiatric physician services - \$10,000.
8. Central Texas Medical Foundation (CTMF), for physician services - \$1,800,000.
9. Capital Anesthesiology Association, for anesthesiology physician services - \$316,800.

Streetlight Maintenance

Entered into agreements with the Texas State Department of Highways and Public Transportation for Operation and Maintenance of:

- a. Streetlighting on Loop 1 between FM 2244 and Hwy. 360.
- b. Streetlighting on Loop 1 between Hwy 360 and Hwy. 290.

Public Hearings Set

Set public hearings on the following:

- a. An Industrial Development Bond financed Project proposed by the Davis Building: November 3, 1983 - 1:30 p.m.
- b. The Scarbrough Building, 101 West 6th Street, to consider designation of an area as an "Eligible Blighted Area" pursuant to Art. 5190.6, V.T.C.S., the Development Corporation Act of 1979: November 10, 1983 at 1:35 p.m.
- c. An Industrial Development Bond Financed Commercial Project proposed by the Scarbrough Building, 101 West 6th Street: November 10, 1983 - 1:40 p.m.

HEARINGS SET - (Continued)

- d. An Industrial Development Bond Financed Project proposed by the Scarbrough Building: November 3, 1983 - 1:45 p.m.

Medical Assistance Program Patients

Approved a 90-day Letter of Agreement for the payment of emergency room physician services provided to Medical Assistance Program patients by the Fischer-Mangold Emergency Physicians Group.

NO ACTION TAKEN ON REQUEST

Council took no action on the request of Ms. Jamila Nkrumah, representing the Black Citizen's Task Force, to approve an application for a Parade Permit for November 5, 1983.

ORDINANCE SUSPENDED

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Spaeth's second, approved the request of Mr. Steve Rash, Director of "Songwriter" for permission to mount a picture camera on top of a vehicle such as a station wagon or camera car and drive on the gravel path approximately 400 feet west of the parking area near Stratford Drive (toward the Loop 1 bridge). (7-0 Vote)

ACTION POSTPONED

Council postponed until December 1, 1983 action on consideration of a comprehensive revision to Chapter 13-2 of the Austin City Code the Zoning Ordinance.

WATER & WASTEWATER TAPS IN OLD WEST AUSTIN

The Council, on Councilmember Shipman's motion, Mayor Mullen's second, waived the requirement for three readings and finally passed an ordinance establishing a 90 day temporary moratorium on the demolition and relocation of structures and the sale of water and wastewater taps in the Old West Austin Neighborhood. (6-0 Vote, Councilmember Spaeth abstained.)

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Rose's second, voted to include on the November 3, 1983 agenda an amendment to the ordinance to include criteria. (6-0 Vote, Councilmember Spaeth abstained.)

LAKE AUSTIN WATERSHED ORDINANCE

The Council, on Councilmember Rose's motion, Councilmember Spaeth's second, waived the requirement for three readings and finally passed an ordinance amending Chapter 13-3 and Chapter 9-10 of the Austin City Code concerning development in the Lake Austin Watershed; emergency passage of ordinance. (7-0 Vote)

MUNICIPAL ELECTION PRECINCTS

The Council, on Mayor Pro Tem Trevino's motion, Mayor Mullen's second, Waived the requirement for three readings and finally passed an ordinance relating to Municipal Election Precincts. (7-0 Vote)

CONTRACTUAL AGREEMENT

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Shipman's second, adopted a resolution entering into Contractual Agreements with Mark Twain Inns, regarding the testing and repair of certain wastewater lines of the City of Austin. (\$56,380.50 to be borne by developer.) (5-2 Vote, Councilmembers Duncan and Urdy voted No.)

MUNICIPAL OFFICE COMPLEX

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Spaeth's second, adopted a resolution approving the request for Proposal for the Municipal Office Complex Project Manager and authorization for its distribution. (6-0 Vote, Councilmember Rose was out of the room.)

PUBLIC HEARINGS - WATER AND WASTEWATER UTILITY

Mayor Mullen opened the public hearings set for 3:30 p.m. on amendments to service area of the Water and Wastewater Utility to three areas.

No one appeared to speak.

Motion

The Council, on Councilmember Shipman's motion, Councilmember Urdy's second, closed the public hearing and approve amending the service area of the Water and Wastewater Utility to include approximately 110 acres of commercial development containing 713 L.U.E.'s for the Research North Commercial Project. (7-0 Vote)

HEARING - (Continued)

Motion

The Council, on Councilmember Shipman's motion, Councilmember Spaeth's second, closed the public hearing, and approved amending the service area of the Water and Wastewater Utility to include approximately 17 acres of residential and commercial development containing 75 L.U.E.'s for the Jimmy Gizzard Tract. (7-0 Vote)

Motion

The Council, on Councilmember Shipman's motion, Councilmember Urdy's second, closed the public hearing and approved amending the service area of the Water and Wastewater Utility to include approximately 2.54 acres of residential development containing one L.U.E. per lot for the S.J. Larson Estates Lots 23 and 24. (7-0 Vote)

CHARTER REVISION COMMISSION REPORT

Gary Witt presented the Charter Revision Commission report on Proposed Method of Election of City Council members.

CABLE COMMISSION REPORT

Jane Wells, representing the Cable Commission, presented their report recommendation regarding: (a) The designation of cable channel six (6) as City of Austin Municipal Access; (b) Development of a budget for the City of Austin Municipal Access Service; (3) Relocation of existing cable channel twelve programming; and (d) expansion of Black entertainment television services.

Postponed until November 10 at 5:30 was consideration of amending to the Cable Television Franchise Ordinance in order to do the following:

<u>CABLE CHANNEL</u>	<u>FROM EXISTING SERVICE</u>	<u>TO PROPOSED SERVICE</u>
Five (5)	ESPN	KBVO
Six(6)	Austin Public Acces/Color Weather Radar/C-SPAN	C-SPAN/City of Austin Municipal Access
Twelve (12)	Austin Public Access/ Composite Broadcast/Black Entertainment Television	ESPN
Twenty-four (24)	Not Existing	Austin Public Access/ Composite Broadcast/ Black Entertainment Television

CABLE COMMISSION - (Continued)

Related item: (2) Consider a Resolution requesting Austin CableVision and Austin Community Television to program the repeat protion of the Black Entertainment Television services on Cable Channel ten (10) from 11:00 p.m. to 1:00 a.m. seven evenings a week as an interim measure and with the understanding that cable channel ten (10) remains a designated access channel service in the cable franchise ordinance.

RECESS: Council recessed from 4:15 p.m. to 4:59 p.m.

PUBLIC HEARING - SCOFIELD ANNEXATION

Mayor Mullen opened the public hearing set for 4:30 p.m. to consider annexing 226 acres to the North Central Austin Growth Corridor MUD #1 "Scofield Annexation".

Dick Lillie, Director of Planning, stated there has been a recommendation to deny the annexation by staff and Water and Wastewater Commission also recommends denial.

Councilmember Shipman said she would like to study this during the water and wastewater work session on November 8, 1985.

Mary Arnold said there would be negative fiscal impacts and urged Council to deny.

Motion

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Shipman's second, closed the public hearing and approved having another public hearing on November 17, 1983 at 3:30 p.m. (7-0 Vote)

EXECUTIVE SESSION

Mayor Mullen announced Council would go into Executive Session pursuant to Article 6252-17 to discuss board and commission appointments and any action to be taken will be done in open meeting.

RECESS

Council recessed its meeting at 5:10 p.m. and resumed its recessed meeting at 6:25 p.m.

SOUTH AUSTIN INFILL STUDY

The Council, on Councilmember Duncan's motion, Councilmember Shipman's second, approved the City Manager's recommendation on the South Austin Infill Study, including Stassney Lane & William Cannon. (7-0 Vote)

ZONING HEARING

Mayor Mullen opened the zoning hearing set for 6:00 p.m. Council heard, closed the public hearing, granted and instructed the City Attorney to draw the necessary ordinances on the following case:

-83 STEVE R. SCOTT
016 By John M. Joseph

509-515 Bouldin Ave.

From "A" 1st H&A
To "C-2" 2nd H&A NO
RECOMMENDED

GRANTED "C-2" H&A WITH RESTRICTIVE
COVENANT AND BUFFERING

ADJOURNMENT

Council adjourned its meeting at 7:25 p.m.